

Representative Districts; naming the counties composing each district; providing the number of Representatives to be elected in each district; providing for returns of elections and issuance of certificates of election; providing for severability; repealing all laws in conflict herewith; and declaring an emergency."

H. C. R. No. 33, Memorializing Congress to provide an adequate system of defenses along the Gulf of Mexico.

Adjournment

On motion of Senator Hardeman, the Senate at 12:07 o'clock p. m., adjourned until 10:30 o'clock a. m. on Monday, March 12, 1951.

Record of Votes

Senators Phillips and Corbin asked to be recorded as voting "Nay" on the motion to adjourn.

THIRTY-FOURTH DAY

(Monday, March 12, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	

Absent

Moore

Absent—Excused

Bracewell	Weinert
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and

by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 8, 1951, was dispensed with and the Journal was approved.

Leaves of Absence

Senator Lane was granted leave of absence for today on account of important business on motion of Senator Bullock.

Senator Bracewell was granted leave of absence for today on account of illness on motion of Senator Hudson.

Senator Weinert was granted leave of absence for today on account of illness on motion of Senator Hardeman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
March 12, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 161 by vote of 127 ayes, 0 noes.

H. B. No. 352, The House has concurred in Senate amendments to House Bill No. 352 by vote of 125 ayes, 0 noes.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Reports of Standing Committees

Senator Hudson submitted the following report:

Austin, Texas,
March 12, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Oil, Gas and Conservation, to whom was referred Senate Bill 307, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HUDSON, Chairman.

Senator Aikin submitted the following report:

Austin, Texas,
March 8, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 370, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Resolution 97

Senator Ashley offered the following resolution:

Whereas, The Senate of Texas provided in Senate Resolution No. 25 of the First Called Session of the 51st Legislature for the acceptance and hanging of a portrait of William Martin (Tudey) Thornton; now, therefore, be it

Resolved, That the time of acceptance of this portrait be set for 10:15 a. m., Monday, March 26, 1951.

The resolution was read and was adopted.

Senate Resolution 98

Senator Tynan offered the following resolution:

Whereas, House Bill No. 2 has been passed by the House and is now pending in the Senate; and

Whereas, In the routine handling of same in the Senate, said bill has been lost; now therefore, be it

Resolved, by the Senate, That the House be and is hereby requested to furnish this body with a duplicate, certified copy of House Bill No. 2, complete with all House endorsements, and that said copy be considered for all purposes the same as the original House Bill No. 2; and, be it further

Resolved, That said duplicate bill shall take the same position in its passage through this body that the original bill occupied at the time it was lost.

The resolution was read, and by unanimous consent was considered immediately and was adopted.

Senate Bill 359 on First Reading

Senator Bell moved that Senate Rule No. 114, and Section 5 of Article III of the State Constitution be sus-

pended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Kelly of Tarrant
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller

Absent

Lock Moore

Absent—Excused

Bracewell Weinert
Lane

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Bell:

S. B. No. 359, A bill to be entitled "An Act amending the Texas Liquor Control Act, as amended, so as to give the Board the power to adopt rules and regulations relative to the manner and method of collecting taxes on wine including the power to determine whether or not stamps shall be affixed to the containers; providing for the possession and sale of wine without tax stamps being affixed to the containers, if such tax has been paid and other laws complied with; repealing laws in conflict herewith; fixing an effective date for this Act; and declaring an emergency."

To Committee on Criminal Jurisprudence.

Senate Bill 360 on First Reading

Senator Bullock moved that Senate Rule 114, and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—27

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	

Absent

Moore

Absent—Excused

Bracewell	Weinert
Lane	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Bullock:

S. B. No. 360, A bill to be entitled "An Act creating a Conservation District under Article XVI, Section 59, of the Constitution comprising the territory contained within city of Roby of Fisher County, Texas, to be known as Fisher County Water Authority, for the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; providing for the annexation of additional territory thereto; providing for a Board of Directors for the government of said Authority; authorizing the Authority to do all things necessary to make available for municipal and industrial uses, the water from streams within and without the Authority, and water it may obtain by purchase, lease and operation contracts with cities, persons, firms, corporations and public agencies; authorizing the issuance of bonds and providing for the payment and security thereof; making applicable to the Authority Title 52, Revised Civil Statutes of Texas, as amended, relating to eminent domain and certain General Laws relating to water control and improvements districts; prescribing the other powers of the Authority; enacting other provisions relating to this subject; and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

Senate Bill 361 on First Reading

Senator Shofner moved that Senate Rule 114, and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—25

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bullock	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	

Absent

Carney	Moore
Lock	

Absent—Excused

Bracewell	Weinert
Lane	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Shofner:

S. B. No. 361, A bill to be entitled "An Act validating city home rule charters voted under certain conditions, the proceedings relating to the adoption thereof, and the election of and assumption of office by new members of the governing body of the city under such charter; providing that such charter shall constitute the charter of the city, and declaring an emergency."

To Committee on Towns and City Corporations.

Senate Bill 362 on First Reading

Senator Wagonseller moved that Senate Rule 114, and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller

Absent

Carney	Moore
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Absent—Excused

Bracewell	Weinert
Lane	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Wagonseller:

S. B. No. 362, A bill to be entitled "An Act authorizing county commissioners' courts to compensate constables and deputy constables for transportation or furnish adequate transportation within the State; providing for sworn statements covering such transportation; providing that this Act shall be severable; repealing all laws in conflict with this Act; and declaring an emergency."

To Committee on State Affairs.

Senate Resolution 99

Senator Phillips offered the following resolution:

Whereas, We are honored today to have in the gallery the Junior Class of the Crescent School of Wharton County, Texas; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day, and that each member of the class be furnished with a copy of this resolution.

The resolution was read and was adopted.

House Bills on First Reading

The following bills received from the House were read first time and referred to the committees indicated:

H. B. No. 266—To Committee on State Affairs.

H. B. No. 401—To Committee on Judicial Districts.

H. B. No. 296—To Committee on Water Rights, Irrigation and Drainage.

H. B. No. 199—To Committee on Game and Fish.

H. B. No. 293—To Committee on Judicial Districts.

H. B. No. 235—To Committee on Educational Affairs.

H. B. No. 264—To Committee on Counties and County Boundaries.

H. B. No. 269—To Committee on State Affairs.

H. B. No. 267—To Committee on Counties and County Boundaries.

H. B. No. 278—To Committee on Counties and County Boundaries.

H. B. No. 312—To Committee on Educational Affairs.

H. B. No. 300—To Committee on Towns and City Corporations.

H. B. No. 273—To Committee on Towns and City Corporations.

H. B. No. 38—To Committee on Insurance.

Message From the Governor

The following message received from the Governor today was read and was referred to the Committee on Nominations of the Governor:

Austin, Texas,
March 12, 1951.

To the Senate of the Fifty-second Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Municipal Retirement Board to fill the unexpired term of Chas. E. Damron, resigned, term to expire December 31, 1952:

Walter E. R. Wilkins of Corpus

Christi, Nueces County (Employee Trustee).

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Bill 199 on Second Reading

On motion of Senator Corbin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 199, A bill to be entitled "An Act allowing additional compensation for deputy sheriffs; providing that this Act shall be cumulative of other laws pertaining to such compensation; providing that this Act shall be severable; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 199 on Third Reading

Senator Corbin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 199 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bullock	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hudson	Strauss
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lock	Wagon seller

Absent

Carney Hazlewood

Absent—Excused

Bracewell Weinert
Lane

The President then laid the bill before the Senate on its third reading.

The bill was read third time.

Senator Corbin offered the follow-

ing committee amendment to the bill:

"Amend Senate Bill No. 199, Section 1, by adding in line two of said Section 1 after the words "of this state" the following: "having a population of less than one hundred and fifty thousand inhabitants according to the last preceding Federal Census."

The committee amendment was adopted by the following vote:

Yeas—27

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bullock	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagon seller
Lock	

Absent

Carney

Absent—Excused

Bracewell Weinert
Lane

Senator Corbin offered the following committee amendment to the bill:

Amend S. B. No. 199 by amending the caption to conform with the body of the bill.

The committee amendment was adopted by the following vote:

Yeas—27

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bullock	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagon seller
Lock	

Absent

Carney

Absent—Excused

Bracewell Weinert
Lane

The bill, as amended, was passed
by the following vote:

Yeas—27

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	

Nays—1

Strauss

Absent—Excused

Bracewell Weinert
Lane

Bill Signed

The President signed in the presence of the Senate, after the caption had been read, the following enrolled bill:

S. B. No. 126, A bill to be entitled "An Act enabling the Commissioners' Courts of the Counties having a population of 40,083 or more inhabitants according to the last preceding Federal census, and containing therein a city of 21,000 or more inhabitants according to the last preceding Federal census, and in which counties the County Attorney performs the duties of the District Attorney, to authorize the County Attorney to employ one investigator and granting to the Commissioners' Court of such counties the authority to fix the salary of such investigator at any sum not less than Twenty-four Hundred (\$2,400.00) Dollars per year and not more than Thirty-six Hundred (\$3,600.00) Dollars per year, etc.; and declaring an emergency."

Senate Concurrent Resolution 33

Senator Martin offered the following resolution:

S. C. R. No. 33, Proposing that the

Texas Legislative Council be requested to study the problems of urban local government units.

Preamble

Whereas, Over 65 per cent of the people of Texas live in the 723 incorporated cities and towns and the growing industrialization of Texas indicates that the trend towards urbanization of the population will markedly increase;

Whereas, Public health, safety and welfare requires that more public facilities and services be provided in urban areas and this need increases as the size of the city increases;

Whereas, The demand and need for expenditures by incorporated cities and towns has increased in many cases beyond the ability of the cities and towns under the present laws and in the face of present inflated prices to meet such demands;

Whereas, The urban areas are being called upon in the present troubled world conditions to provide for the protection and defense of their civilians and this aggravates their tight financial conditions;

Whereas, The urban local governments represent for a large share of the people of the State of Texas the unit of democratic government with which they have the most direct and daily relationship and about which they know the most, and it is important that these governments operate effectively and efficiently so that the people's confidence in the democratic process may be maintained and strengthened;

Whereas, The urban local governments are political subdivisions of the State of Texas and how effectively and efficiently they perform their assigned functions has a profound effect upon all of the people of the State; now, therefore be it

Resolved, by the Senate, the House of Representatives concurring:

Section 1. The Texas Legislative Council is requested to study the problems of the urban local government units with particular reference to revenue, overlapping of local government units, opportunities for economies through organization of urban local government units, and State and local government relationships.

Sec. 2. The cities and towns and other local government units of Texas are directed to cooperate with the Texas Legislative Council in its study

of this subject and to furnish the Council with whatever information the Council needs.

Sec. 3. The Texas Legislative Council is requested to make a report of its finding and recommendations to the 53rd Legislature.

The resolution was read.

On motion of Senator Martin and by unanimous consent, the resolution was considered immediately and was adopted.

Committee Substitute Senate Bill 118 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 118, A bill to be entitled "An Act providing for the approval and recording of requests and budgets of agencies of the State government in obtaining federal aid and grants; and declaring an emergency."

The bill was read second time.

(President pro tempore in Chair.)

On motion of Senator Lock, the committee substitute for S. B. No. 118 was adopted.

Senator Bell offered the following amendment to the bill:

Amend C.S.S.B. No. 118 by inserting between the words "agency" and "of" in line 15 of mimeographed copy the following words "or political subdivision."

The amendment was adopted.

Senator Bell offered the following amendment to the bill:

Amend C.S.S.B. No. 118 by inserting between the words "agency" and "shall" in line 17 the words "or political subdivision."

The amendment was adopted.

On motion of Senator Lock and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill was passed to engrossment.

Committee Substitute Senate Bill 118 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and the C.S.S.B. No. 118 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller

Absent—Excused

Bracewell	Weinert
Lane	

(President in Chair.)

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bullock	Moffett
Carney	Moore
Carter	Nokes
Colson	Parkhouse
Corbin	Phillips
Fuller	Russell
Hardeman	Shofner
Hazlewood	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller

Absent—Excused

Bracewell	Weinert
Lane	

Senate Bill 141 on Second Reading

The President laid before the Senate as unfinished business S. B. No.

141, with an amendment by Senators Martin and Hardeman pending (The bill having been read second time and the amendment first time on Tuesday, March 6, 1951):

Question—Shall the amendment by Senators Martin and Hardeman be adopted?

The amendment was read second time.

Senator Martin withdrew the amendment.

Senator Hudson offered the following amendment to the bill:

Amend Senate Bill No. 141 by striking from Section 18 thereof all words following the term "insurance companies" in the fourth line of said section.

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend S. B. No. 141, Section 7, page 7, of printed bill, after the period at the end of the first sentence, by inserting the following: "after obtaining a permit from the Board of Water Engineers of the State of Texas.

The amendment was adopted.

On motion of Senator Parkhouse, and by unanimous consent, the caption of the bill was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

Senate Bill 141 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 141 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Fuller
Ashley	Hardeman
Bell	Hazlewood
Bullock	Hudson
Carney	Kelly of Tarrant
Carter	Martin
Colson	McDonald
Corbin	Moffett

Moore	Shofner
Nokes	Strauss
Parkhouse	Tynan
Phillips	Vick
Russell	Wagonseller

Absent

Kelley of Hidalgo Lock

Absent—Excused

Bracewell	Weinert
Lane	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	McDonald
Ashley	Moffett
Bell	Moore
Bullock	Nokes
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Shofner
Fuller	Strauss
Hardeman	Tynan
Hazlewood	Vick
Hudson	Wagonseller
Kelly of Tarrant	

Nays—1

Martin

Absent

Kelley of Hidalgo Lock

Absent—Excused

Bracewell	Weinert
Lane	

Report of Standing Committees

On motion of Senator Bullock, and by unanimous consent, the following report was submitted:

Austin, Texas,
March 12, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred S. B. No. 361, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BULLOCK, Chairman.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
March 12, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

Complying with the request of the Senate I am sending a duplicate engrossed copy of House Bill No. 2 for Senate consideration.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Adjournment

On motion of Senator Hardeman, the Senate at 11:53 o'clock a. m. adjourned until 10:30 o'clock a. m. tomorrow.

THIRTY-FIFTH DAY

(Tuesday, March 13, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hudson	Tynan
Kelley of Hidalgo	Vick
Kelly of Tarrant	Wagonseller
Lane	Weinert
Lock	

Absent

Hazlewood

Absent—Excused

Bracewell

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of

the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Bracewell was granted leave of absence for today on account of illness on motion of Senator Hudson.

Reports of Standing Committees

Senator Hardeman submitted the following reports:

Austin, Texas,
March 13, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 239, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman

Austin, Texas,
March 13, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 49, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman

Austin, Texas,
March 13, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 234, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman

Austin, Texas,
March 13, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 183, have had the same under consideration, and I am instructed to report it back to the